

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 2166 - HB 2353

March 11, 2022

SUMMARY OF BILL AS AMENDED (014900, 015511): Makes numerous changes regarding: (1) the administration of trusts; (2) the limitations of actions available to parties involved in a trust; (3) fiduciary attorney-client privilege; (4) the requirements for establishing and maintaining a “special purpose entity”, and (5) the provisions governing the voting of stock that is a trust asset.

FISCAL IMPACT OF BILL AS AMENDED:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- The provisions related to “special purpose entities” will change certain notifications and requirements for establishing and maintaining such an entity in the state and with the Department of Financial Institutions (DFI).
- The legislation does not change the amount of fees owed to the DFI by such entities.
- It is also not expected to significantly affect the number of such entities established and maintained within the state.
- According to DFI, any fiscal impact to the department is estimated to be not significant.
- All other provisions pertain to the financial arrangements and requirements of private parties. As such, any impacts from those provisions will be borne by the relevant private parties.
- The legislation is not expected to result in a significant increase in the caseload or administrative burden of state or local courts.
- Any impact to state or local government is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

Krista Lee Carsner, Executive Director

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